IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.8641 of 2008
JITENDRA SINGH YADAV @ JITENDRA SINGH
Versus
THE STATE OF BIHAR

3/ 03.07.2008 Heard learned Counsel for the petitioner and learned Counsel appearing on behalf of the State.

The case under Section 395 of the Indian Penal Code was registered against 10 to 12 unknown criminals.

Submission is that the petitioner is not named in the First Information Report and has not been put on Test Identification Parade and also none of the looted articles have been recovered from his possession. Without any material he is in custody since 22 May 2007 after his remand from Nawanagar P.S. Case No. 73 of 2007. Other accused persons having identical allegations have been granted bail. Nandji Yadav @ Nandji Singh has been granted bail by this Court in Cr. Misc. No. 28200 of 2007 vide order dated 05.07.2007, whereas Satyanarain Yadav @ Fauzi Yadav has been granted bail by this Court in Cr. Misc. No. 40974 of 2007 vide order dated 18.12.2007.

The I.O. was asked to submit his explanation as to why without any material the petitioner was remanded.

Considering the facts and circumstances of the case, the petitioner Jitendra Singh Yadav @ Jitendra Singh is ordered to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Buxar in connection with Nawanagar P.S. Case No. 112 of 2005.

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kksinha/ **(Shyam Kishore Sharma, J.)**